

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office NOV 19 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed OCT 23 1961 under 19031

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The applicant **Mountain Falls Acquisition Corporation**, hereby makes application for permission to change the **Manner of Use and Place of Use** of a portion of water heretofore appropriated under **Permit 19031, Certificate 6866**

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1. The source of water is **Underground**
2. The amount of water to be changed **0.91 cfs, not to exceed 659.055 acre-feet per year**
3. The water to be used for **Quasi-Municipal**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **SE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 3, T.21S., R.54E., MDB&M, or at a point from which the N $\frac{1}{4}$  corner of Sec. 3 bears N. 12°51' E., a distance of 1,890.0 feet**
6. The existing permitted point of diversion is located within
7. Proposed place of use **Portions of Sections 3, 4, 5, and 6, T.21S., R.54E., MDB&M**
8. Existing place of use **SW $\frac{1}{4}$  NW $\frac{1}{4}$  (36.96 ac., being the north 36.96 acres of the 38.45 acres under Certificate 6866), SE $\frac{1}{4}$  NW $\frac{1}{4}$  (38.45 ac.), SW $\frac{1}{4}$  NE $\frac{1}{4}$  (38.45 ac.), SE $\frac{1}{4}$  NE $\frac{1}{4}$  (38.45 ac.) Sec. 5; SW $\frac{1}{4}$  NW $\frac{1}{4}$  (2.0 ac.) Sec. 4, all in T.21S., R.54E., M.D.M. (154.31 acres total)**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled well with elevated storage tank and water distribution system**
12. Estimated cost of works **\$1,200,000 (per Permit 65459 Proof of Completion)**
13. Estimated time required to construct works **Existing well is 450 feet deep with 14-inch casing to TD (per Drillers' Log #11018), and equipped with a vertical turbine pump and electric motor.**
14. Estimated time required to complete the application of water to beneficial use **20 years**
15. Remarks: **Please use the map filed under Permit 19031 to support the Existing and Proposed Point of Diversion. Use the map filed under Application 70325 to support the Proposed Place of Use. Use will include residential and commercial**

**Brian A. Randall, Resource Concepts, Inc.**  
By **s/Brian A. Randall**  
**340 North Minnesota Street**  
**Carson City, Nevada 89703**

Compared cmf/sam ag/cmf

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 19031, Certificate 6866 is issued subject to the terms and conditions imposed in said Permit 19031, Certificate 6866 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.91 cubic feet per second, but not to exceed 659.055 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

November 30, 2006

Proof of completion of work shall be filed on or before:

December 30, 2006

Water must be placed to beneficial use on or before:

November 30, 2010

Proof of the application of water to beneficial use shall be filed on or before:

December 30, 2010

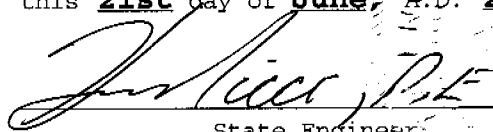
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 21st day of June, A.D. 2004

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_